THE HON'BLE MR JUSTICE L. NARASIMHA REDDY

W.P.NO.1652 OF 2007

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Dated 09-02-2007

Between:

Junior College Lecturers Association, A.P,
Hyderabad and others

...Petitioners

And

The Principal Secretary, Government of A.P.,
Hyderabad and others

...Respondents

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W.P.NO.1652 OF 2007

ORDER:

Petitioners 1 and 2 are Associations of Junior College Lecturers and Principals, respectively, and the 3rd petitioner is a Principal of Government Junior College, Midgil. They filed this writ petition complaining about non-inclusion, or deletion, as the case may be, of the names of qualified teachers from the electoral rolls published on 13-01-2007 for conducting elections to the Legislative Council. They complain that their names were deleted without any notice and without following the due procedure prescribed under the relevant provisions of law.

Petitioners state that several members of the two Associations and the 3rd petitioner were included in the electoral rolls, but such names have been deleted from the final electoral list. The infraction of the procedure prescribed under the relevant provisions of law, is complained of. Learned counsel for the petitioners had urged several contentions.

At the stage of admission itself, learned Government Pleader for General Administration Department, had obtained instructions. He raises objection, as to the maintainability of the writ petition, at the instance of petitioners 1 and 2. So far as petitioner No.3 is concerned, it is stated that his claim was pending with the Mandal Revenue Officer, Midgil, for enrolment of his name in the electoral roll, and that the same is under verification. It is also stated that inasmuch as the 3rd petitioner is a

Principal of a Government Junior College, in Mahaboobnagar District, his name would be entered in the electoral list.

The A.P. State Legislative Council has recently been revived. Elections are being held for the first time. The electoral roll was prepared in the recent past. The draft roll was published and several names were deleted, while preparing the final roll. At this stage, it is difficult to verify the justification or otherwise of deletion of various names. In all fairness, on behalf of the respondents, it is stated that the name of the 3rd petitioner would be included, since his application is found to be in time and in order. In case, the similar applications of the members belong to the petitioners No.1 and 2, or for that matter, any other teachers, are also pending, similar exercise can be undertaken, so that the participation in the election becomes genuine and purposeful.

For the foregoing reasons, the writ petition is disposed of, directing the respondents to take necessary steps for inclusion of the name of the 3rd petitioner, and persons similarly situated like him, within three days from today.

There shall be no order as to costs.

L. NARASIMHA REDDY, J.

Dt.09-02-2007.
Note:
Issue c.c. by today itself.
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